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PTO/SB/21 (07-08)

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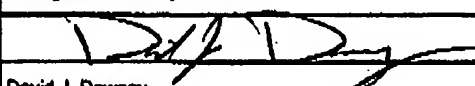
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/782,519	
	Filing Date	02/18/2004	
	First Named Inventor	Dwight D. Lohr	
	Art Unit		
	Examiner Name		
Total Number of Pages in This Submission	7	Attorney Docket Number	060306.001

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Second Req. for Reconsideration of 1.137 (b) Petition in 2 pages. 2. PTO-2038 Credit Card Payment 3. August 25 (latest) dismissal of Petition in 2
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Gallagher & Dawsey Co. LPA		
Signature			
Printed name	David J. Dawsey		
Date	9/5/2006	Reg. No.	51,044

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	David J. Dawsey	Date	9/5/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (07-08)

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<p>Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).</p> <h2 style="text-align: center;">FEE TRANSMITTAL</h2> <h3 style="text-align: center;">For FY 2005</h3>		<p><b>Complete If Known</b></p>		
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/782,516	
		Filing Date	02/18/2004	
		First Named Inventor	Dwight D. Lohr	
		Examiner Name		
		Art Unit		
TOTAL AMOUNT OF PAYMENT	(\$)	65	Attorney Docket No.	060306.001

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_  
 For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  
☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP = _____	x _____	= _____
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP = _____	x _____	= _____
HP = highest number of independent claims paid for, if greater than 3.		

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fees Paid (\$)
- 100 = _____	/ 50 = _____	(round up to a whole number) x _____	= _____	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): SURCHARGE FEE

Fees Paid (\$)

65

<b>SUBMITTED BY</b>		
Signature	Registration No. 61,044 (Attorney/Agent)	Telephone 614-228-6280 x 18
Name (Print/Type) David J. Dawsey		Date 9/5/2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**SECOND REQUEST FOR RECONSIDERATION OF PREVIOUSLY FILED 37 CFR 1.137(b) PETITION***"Composite Hinged Door and Insert Therefor"*

Serial No. 10/782,516

Examiner: TBD

Atty. Docket No. 060306.001

Page 1 of 2

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**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Inventor: Dwight D. Lohr

Serial No.: 10/782,516

Filed: February 18, 2004

Title: Composite Hinged Door and Insert  
Therefor

Date: September 5, 2006

Atty. Docket: 060306.001

Examiner: TBD

Art Unit: TBD

5

**SECOND REQUEST FOR RECONSIDERATION OF PREVIOUSLY FILED 37 CFR  
1.137(b) PETITION****FILED BY FACSIMILE TO 571-273-8300**10 **ATTN: OFFICE OF PETITIONS (Ms. Shirene Willis Brantley, Esq.)**

Honorable Commissioner of Patents and Trademarks

Mail Stop: Petition

Commissioner for Patents

15 P.O. Box 1450

Alexandria, VA 22313-1450

Commissioner:

20 This communication is in reply to a dismissal of a 37 CFR 1.137(b) Petition and a 37

CFR 1.47(a) Petition due to failure to pay the \$65 surcharge required by the August 10, 2004

Notice to File Missing Parts. Applicant currently submits the surcharge.

**SECOND REQUEST FOR RECONSIDERATION OF PREVIOUSLY FILED 37 CFR 1.137(b) PETITION**  
***"Composite Hinged Door and Insert Therefor"***  
**Serial No. 10/782,516**  
**Examiner: TBD**  
**Atty. Docket No. 060306.001**  
**Page 2 of 2**

**CONCLUSION**

In view of the above, it is submitted that the application is in a condition for examination.  
If any question should arise with respect to the above remarks, or if it would in any way expedite  
the prosecution of this case, Applicant's attorney would appreciate a telephone call at (614) 228-  
5 6280 extension 18.

9/5/2006  
Date

Respectfully submitted,



David J. Dawsey

10 Gallagher & Dawsey Co., LPA  
USPTO Customer No. 34,142  
(614) 228-6280 ext. 18 (Telephone)  
(614) 228-6704 (FAX)

15

20 **CERTIFICATE OF FAX TRANSMISSION UNDER 37 CFR 1.8**

I, undersigned, have transmitted the accompanying response by FAX to 571-273-8300 on  
September 5, 2006 at 11:10 AM to the United States Patent and Trademark Office.



David J. Dawsey

25



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P.O. BOX 785  
COLUMBUS OH 43216

SEP 05 2006

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AUG 25 2006

OFFICE OF PETITIONS

In re Application of	:	
Lohr, et al	:	
Application No. 10/782,516	:	
Filed: February 18, 2004	:	ON PETITION
Attorney Docket No. 04015	:	
For: COMPOSITE HINGED DOOR AND	:	
INSERT THEREFOR	:	

This is a decision on the reconsideration petition under 37 CFR 1.137(b) to revive the above-identified application and the petition under 37 CFR 1.47(a). Both petitions were filed August 14, 2006.

The petition under 37 CFR 1.137(b) is **DISMISSED**.

The petition under 37 CFR 1.47(a) is **DISMISSED**.

Any further petition to revive the above-identified application must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. This is not final agency action within the meaning of 5 U.S.C. § 704.

The above-identified application became abandoned for failure to submit a reply to the August 10, 2004 Notice to File Missing Parts of Nonprovisional Application, which set an extendable two month period for reply to submit an executed declaration and a surcharge. No reply being received, the Office considered this application abandoned on October 11, 2004. A Notice of Abandonment was mailed on May 13, 2005.

A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) the required reply, unless previously filed.;
- (2) the petition fee as set forth in 37 CFR 1.17(m);

Application No. 10/782,516

page 2

- (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.
- (4) any terminal disclaimer (and fee set forth in 37 CFR 1.20(d)) required pursuant to 37 CFR 1.137(d).

This petition does not meet requirement (1) set forth above.

While petitioner has filed a grantable petition under 37 CFR 1.47(a), it appears that petitioner has not submitted the \$65.00 surcharge required by the August 10, 2004 Notice to File Missing Parts of Nonprovisional Application. An acceptable declaration was not filed when the present application was filed. Therefore, the late declaration surcharge was and still is required. A review of the application file reveals that petitioner has not provided a deposit account general authorization. Therefore, the petition under 37 CFR 1.137(b) is dismissed. Once petitioner submits the \$65.00 surcharge, the Rule 47(a) petition will be granted.


Further correspondence with respect to this matter should be addressed as follows:

**By mail:** Mail Stop PETITION  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

**By hand:** U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Petition  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**By FAX:** (571) 273-8300 - ATTN: Office of Petitions

Telephone inquiries may be directed to the undersigned at (571) 272-3230.

  
Shirene Willis Brantley  
Senior Petitions Attorney  
Office of Petitions